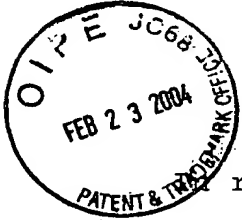


IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



re the Application of) Examiner: Russell Kallis
)
Kirby, Edward G., et al.) Group Art Unit: 1638
)
Serial No.: 09/763,005)
)
Filed: 04/20/2001)
)
For: "Transgenic Poplar Trees)
Having Improved Nitrogen)
Metabolism by an)
Integrated Transgene)
Constitutively Expressing)
a Pine Glutamine)
Synthetase and Methods)
of Making and Using the)
Same")

AMENDMENT AND REQUEST FOR RECONSIDERATION UNDER

37 C.F.R. §1.116

In response to the Official Action mailed December 22, 2003, please amend the above-identified patent application as follows:



In re the Application of

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:  Examiner: Russell Kallis
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:  Group Art Unit: 1638
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I hereby certify that this Correspondence is being deposited on February 20, 2004 with the United States Postal Service as first-class mail in an envelope properly addressed to COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450.

Computation of Additional Fee for Extension

[X] No Additional Fee is required.
[] A check is enclosed in the amount of \$ _____

In the event the check is improper, or the fee calculation is in error, the Commissioner is authorized to charge any underpayment or credit any overpayment to the account of the undersigned attorneys, Account No. 04-1406. A duplicate copy of this sheet is enclosed.

By

Kathleen D. Rigaut, Ph.D., J.D.
PTO Registration No. 43,047

Customer No. 000110